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HIGH COURT OF CHHATTISGARH, BILASPUR

W.P.(C.) No.4291/2007

Petitioners

1. Smt. Usha Paikra wife of Shri Vijay Paikra, aged about 35 years, Sarpanch, Gram Panchayat Budar;
 2. Adityanarayan Sharma son of Shri Jagdish Prasad Sharma, aged about 30 years;
- Both residents of village Budar, Police Station Patna, Tahsil Baikunthpur, District-Koriya(CG)

Versus

Respondents

1. The Chief Executive Officer, Janpad Panchayat Baikunthpur, District-Koriya (CG)
2. The Collector, Koriya(CG)
3. State of Chhattisgarh, Through The Secretary, Department of Panchayat and Social Welfare, DKS Bhawan, Raipur(CG)

Appearance:

Shri Ashok Kumar Shukla, counsel for the petitioners.

Shri A.S.Kachhawaha, Government Advocate for the State on advance copy.

ORAL ORDER
(23.07.2007)

SUNIL KUMAR SINHA, J.

Heard on admission.

The petitioners, who are the Sarpanch and the proposed candidate to the post of Panchayat Karmi of the concerned Gram Panchayat, have filed this petition, challenging the memo dated 13.7.2007, issued by the office of Janpad Panchayat, Baikunthpur, District-Koriya (CG) to the office of Sarpanch and Secretary of the concerned Gram Panchayat, directing them to

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complete the process of appointment to the post of Panchayat Karmi till 21.7.2007.

Learned counsel for the petitioners submits that such a letter cannot be issued by the said authority.

I have gone through the contents of the letter and have also perused the provisions mentioned therein.

I may specifically mention that nothing offending has been written in the said memo, issued by the authority concerned and the challenge to such memo is totally misconceived.

There is no force in the arguments advanced by learned counsel for the petitioners, warranting interference in such kind of action taken by the authority of the State, which appears to be in accordance with law.

There is no merit in the petition and the same is dismissed at the motion stage itself.

Sd/-
Sunil Kumar Sinha
Judge

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